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PTO/SB/18 (08-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| UTILITY PATENT APPLICATION TRANSMITTAL | | Attorney Docket No. 91.001 | |
|--|---------------------------------------|--|--------------------|
| (Only for new nonprovisional applications under 37 CFR 1.53(b)) | | First Named Inventor John M. Lipscomb et al | |
| | | Title Cat Litter Scoop Holder and Scoop | |
| | | Express Mail Label No. EL647008405US | |
| APPLICATION ELEMENTS | | ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, D.C. 20231 | |
| See MPEP chapter 600 concerning utility patent application contents. | | | |
| 1. (X) Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original, and a duplicate for fee processing) | | 8. () Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) | |
| 2. (X) Applicant claims small entity status See 37 CFR 1.27 | | a. () Computer Readable Form (CRF) | |
| 3. (X) Specification [Total Pages 27] (preferred arrangement set forth below, MPEP 1503.01) | | b. () Specification Sequence Listing on: | |
| - Descriptive title of the invention | | i. () CD-ROM or CD-R (2 copies); or | |
| - Cross Reference to Related Applications | | ii. () paper | |
| - Statement Regarding Fed sponsored R & D | | c. () Statement verifying identity of above copies | |
| - Reference to sequence listing, a table, or computer program listing appendix | | ACCOMPANYING APPLICATION PARTS | |
| - Background of the Invention | | 9. () Assignment Papers (cover sheet & document(s)) | |
| - Brief Summary of the Invention | | 10. () 37 CFR 3.73(b) Statement () Power of Attorney (when there is an assignee) | |
| - Brief Description of the Drawings (if filed) | | 11. () English Translation Document (if applicable) | |
| - Detailed Description | | 12. () Information Disclosure Statement (IDS)/PTO-1449 () Copies of IDS Citations | |
| - Claims | | 13. () Preliminary Amendment | |
| - Abstract of the Disclosure | | 14. (X) Return Receipt Postcard (MPEP 503) (Should be specifically itemized) | |
| 4. (14) Drawing(s) (35 U.S.C. 113) [Total Sheets] | | 15. () Certified Copy of Priority Document(s) (if foreign priority is claimed) | |
| 5. Oath or Declaration [Total Pages 2] | | 16. () Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i) - Applicant must attached form PTO/SB/35 or its equivalent | |
| a. () Newly executed (original or copy) | | 17. () Other: | |
| b. () Copy from a prior application (37 CFR 1.63 (d)) (for continuation/divisional with Box 16 completed) | | | |
| i. () DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63 (d)(2) and 1.33 (b). | | | |
| 6. () Application Data Sheet. See 37 CFR 1.76 | | | |
| 7. () CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) | | | |
| 16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76: () Continuation () Divisional () Continuation-in-part (CIP) of prior application No: / | | | |
| Prior application information: Examiner Group / Art Unit: | | | |
| For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts. | | | |
| 17. CORRESPONDENCE ADDRESS | | | |
| <input checked="" type="checkbox"/> Customer Number or Bar Code Label | | or <input type="checkbox"/> Correspondence address below | |
| (Insert Customer Number or Bar Code Label here) | | | |
| Name | David D. Stein | | |
| Address | 250 E. Wisconsin Avenue Suite 1030 | | |
| City | Milwaukee | State | WI |
| Zip Code | 53202 | | |
| Country | Telephone | (414) 225-9755 | Fax (414) 225-9753 |

Name (Print Type) David D. Stein

Registration No. (Attorney/Agent) 40,828

Signature

Date JUNE 1, 2001

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Christine Kuerzler 6-1-01
Name Date

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT **(\$)** 355.00**Complete if Known**

| | |
|----------------------|------------------------|
| Application Number | |
| Filing Date | |
| First Named Inventor | John M. Lipscomb et al |
| Examiner Name | |
| Group Art Unit | |
| Attorney Docket No. | 91.001 |

METHOD OF PAYMENT1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:Deposit
Account
Number
Deposit
Account
Name

50-1170

Boyle Fredrickson Newholm Stein & Gratz
S.C.☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17☒ Applicant claims small entity status.
See 37 CFR 1.272. ☒ Payment Enclosed:☒ Check ☐ Credit Card ☐ Money
Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

| Large Entity Fee Code | Large Entity Fee (\$) | Small Entity Fee Code | Small Entity Fee (\$) | Fee Description | Fee Paid |
|-----------------------------|-----------------------------|-----------------------------|-----------------------------|------------------------|----------|
| 101 | 710 | 201 | 355 | Utility filing fee | 355 |
| 106 | 320 | 206 | 160 | Design filing fee | |
| 107 | 490 | 207 | 245 | Plant filing fee | |
| 108 | 710 | 208 | 355 | Reissue filing fee | |
| 114 | 150 | 214 | 75 | Provisional filing fee | |

SUBTOTAL (1) **(\$)** 355**2. EXTRA CLAIM FEES**

| Total Claims | Extra Claims | Fee from Below | Fee Paid |
|--------------------|--------------|-------------------|----------|
| 20 | -20**= | 18 | |
| 3 | -3**= | 80 | |
| Multiple Dependent | | | |

| Large Entity Fee Code | Large Entity Fee (\$) | Small Entity Fee Code | Small Entity Fee (\$) | Fee Description |
|-----------------------------|-----------------------------|-----------------------------|-----------------------------|---|
| 103 | 18 | 203 | 9 | Claims in excess of 20 |
| 102 | 80 | 202 | 40 | Independent claims in excess of 3 |
| 104 | 270 | 204 | 135 | Multiple dependent claim, if not paid |
| 109 | 80 | 209 | 40 | **Reissue independent claims over original patent |
| 110 | 18 | 210 | 9 | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) **(\$)**

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

| Large Entity Fee Code | Large Entity Fee (\$) | Small Entity Fee Code | Small Entity Fee (\$) | Fee Description | Fee Paid |
|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--|----------|
| 105 | 130 | 205 | 65 | Surcharge - late filing fee or oath | |
| 127 | 50 | 227 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | 139 | 130 | Non-English specification | |
| 147 | 2,520 | 147 | 2,520 | For filing a request for ex parte reexamination | |
| 112 | 920* | 112 | 920* | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 | 1,840* | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 | 55 | Extension for reply within first month | |
| 116 | 390 | 216 | 195 | Extension for reply within second month | |
| 117 | 890 | 217 | 445 | Extension for reply within third month | |
| 118 | 1,390 | 218 | 695 | Extension for reply within fourth month | |
| 128 | 1,890 | 228 | 945 | Extension for reply within fifth month | |
| 119 | 310 | 219 | 155 | Notice of Appeal | |
| 120 | 310 | 220 | 155 | Filing a brief in support of an appeal | |
| 121 | 270 | 221 | 135 | Request for oral hearing | |
| 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | |
| 140 | 110 | 240 | 55 | Petition to revive - unavoidable | |
| 141 | 1,240 | 241 | 620 | Petition to revive - unintentional | |
| 142 | 1,240 | 242 | 620 | Utility issue fee (or reissue) | |
| 143 | 440 | 243 | 220 | Design issue fee | |
| 144 | 600 | 244 | 300 | Plant issue fee | |
| 122 | 130 | 122 | 130 | Petitions to the Commissioner | |
| 123 | 50 | 123 | 50 | Processing fee under 37 CFR 1.17(q) | |
| 126 | 180 | 126 | 180 | Submission of Information Disclosure Stmt | |
| 581 | 40 | 581 | 40 | Recording each patent assignment per property (times number of properties) | |
| 146 | 710 | 246 | 355 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 | 710 | 249 | 355 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 | 710 | 279 | 355 | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 | 900 | Request for expedited examination of a design application | |

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)**SUBMITTED BY**Name (Print/Type) David D. Stein
Signature *David D. Stein*Registration No.
(Attorney/Agent) 40,828**Complete (if applicable)**

Telephone (414) 225-9755

Date JUNE 1, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231.
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **John M. Lipscomb, Timothy B. Strandell and Daniel J. DeLay**

For: ***CAT LITTER SCOOP HOLDER AND SCOOP***

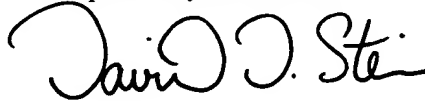
REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

Director of the U.S. Patent
and Trademark Office
Washington, DC 20231

Sir:

I hereby certify that the invention disclosed in the attached *application has not and will not be* the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C 122(b).

Respectfully submitted,



David D. Stein
Registration No. 40,828

Dated: June 1, 2001

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Docket No. 91.001

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1010990 15372860

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I hereby certify that this correspondence is being deposited with the United States Postal Service as EXPRESS MAIL in an envelope addressed to:
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BOX PATENT APPLICATION,
WASHINGTON, D.C. 20231 on June 1, 2001.

Christine Kierzek

Printed Name

Christine Kierzek

Signature

6-1-01

Date

CAT LITTER SCOOP HOLDER AND SCOOP

By: **John M. Lipscomb**
Timothy B. Strandell
Daniel J. DeLay

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